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**United States District Court**  
**Western District of Michigan (Southern Division (1))**  
**CIVIL DOCKET FOR CASE #: 1:19-cv-00639-JTN-ESC**

Foerschler v. Michigan Army National Guard et al  
Assigned to: Judge Janet T. Neff  
Referred to: Magistrate Judge Ellen S. Carmody  
Cause: 05:552 Freedom of Information Act

Date Filed: 08/07/2019  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**plaintiff**

**Dale L. Foerschler**

represented by **David R. Russell**  
Foster Swift Collins & Smith PC (Lansing)  
313 S Washington Sq.  
Lansing, MI 48933  
(517) 371-8150  
Email: drussell@fosterswift.com  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

V.

**defendant**

**Michigan Army National Guard**

represented by **Adam Robert de Bear**  
Michigan Department of Attorney General  
State Operations Division  
P.O. Box 30754  
Lansing, MI 48909  
(517) 335-7573  
Fax: (517) 335-7578  
Email: debeara@michigan.gov  
**ATTORNEY TO BE NOTICED**

**defendant**

**Department of the Army and the Air Force**

**defendant**

**National Guard Bureau**

represented by **Jeanne Frances Long**  
U.S. Attorney (Grand Rapids)  
The Law Bldg.  
330 Ionia Ave., NW  
P.O. Box 208  
Grand Rapids, MI 49501-0208  
(616) 456-2404  
Email: Jeanne.Long@usdoj.gov  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
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08/07/2019	<a href="#">1</a>	COMPLAINT against Department of the Army and the Air Force, Michigan Army National Guard, National Guard Bureau filed by Dale L Foerschler (Attachments: # <a href="#">1</a> Exhibit 1, # <a href="#">2</a> Exhibit 2, # <a href="#">3</a> Exhibit 3, # <a href="#">4</a> Exhibit 4, # <a href="#">5</a> Exhibit 5, # <a href="#">6</a> Exhibit 6, # <a href="#">7</a> Exhibit 7, # <a href="#">8</a> Exhibit 8, # <a href="#">9</a> Exhibit 9, # <a href="#">10</a> Exhibit 10, # <a href="#">11</a> Exhibit 11, # <a href="#">12</a> Exhibit 12, # <a href="#">13</a> Exhibit 13, # <a href="#">14</a> Exhibit 14, # <a href="#">15</a> Exhibit 15, # <a href="#">16</a> Exhibit 16) (Russell, David) (Entered: 08/07/2019)
08/08/2019	<a href="#">2</a>	NOTICE that this case has been assigned Janet T. Neff ; with NOTICE OF DEFICIENCY re filing fee (mg) (Entered: 08/08/2019)
08/08/2019		SUMMONS NOT ISSUED as to defendants Department of the Army and the Air Force, Michigan Army National Guard, National Guard Bureau ( <i>none provided; please refer to Federal Rule of Civil Procedure 4(i) regarding service on the United States and Its Agencies, Corporations, Officers, or Employees</i> ) (mg) (Entered: 08/08/2019)
08/08/2019		FILING FEE PAID re <a href="#">1</a> by plaintiff Dale L Foerschler in the amount of \$400, receipt number 0646-4502293 (Russell, David) (Entered: 08/08/2019)
08/09/2019	<a href="#">3</a>	PROPOSED SUMMONS to be issued re <a href="#">1</a> (Russell, David) (Entered: 08/09/2019)
08/12/2019		SUMMONS NOT ISSUED as to defendants Department of the Army and the Air Force, Michigan Army National Guard, National Guard Bureau re <a href="#">3</a> ( <i>Attorney Russell's office notified that the proposed summonses are incorrect and incomplete</i> ) (kw) (Entered: 08/12/2019)
08/13/2019	<a href="#">4</a>	PROPOSED SUMMONS to be issued re <a href="#">1</a> (Russell, David) (Entered: 08/13/2019)
08/14/2019	<a href="#">5</a>	PROPOSED SUMMONS to be issued re <a href="#">1</a> (Russell, David) (Entered: 08/14/2019)
08/15/2019	<a href="#">6</a>	SUMMONS ISSUED as to defendants Department of the Army and the Air Force, Michigan Army National Guard, National Guard Bureau, U.S. Attorney and U.S. Attorney General (mg) (Entered: 08/15/2019)
08/27/2019		(NON-DOCUMENT) ATTORNEY APPEARANCE of Jeanne Frances Long on behalf of defendant National Guard Bureau (Long, Jeanne) Modified text on 9/6/2019 per CM/ECF call (ns). (Entered: 08/27/2019)
09/18/2019		(NON-DOCUMENT) ATTORNEY APPEARANCE of Adam Robert de Bear on behalf of defendant Michigan Army National Guard (de Bear, Adam) (Entered: 09/18/2019)
09/20/2019	<a href="#">7</a>	PROPOSED ORDER regarding <i>Stipulated Order Setting the Deadline for Filing of Responsive Pleadings</i> by defendant Michigan Army National Guard (de Bear, Adam) (Entered: 09/20/2019)
09/23/2019	<a href="#">8</a>	ORDER granting stipulated proposed order <a href="#">7</a> ; Defendants National Guard Bureau and Michigan Army National Guard shall file responsive pleadings to Plaintiff's complaint on or before 10/21/2019; signed by Judge Janet T. Neff (Judge Janet T. Neff, rmw) (Entered: 09/23/2019)
10/15/2019	<a href="#">9</a>	NOTICE OF IMPENDING DISMISSAL as to Defendant Department of the Army and the Air Force; Plaintiff to complete service of process within 90 days after the filing of the complaint or file a verified petition RE: Service of Process by 11/5/2019, or the case as to Defendant Department of the Army and the Air Force will be dismissed; signed by Judge Janet T. Neff (Judge Janet T. Neff, rmw) (Entered: 10/15/2019)
10/21/2019	<a href="#">10</a>	REQUEST for pre-motion conference by defendant National Guard Bureau (Long, Jeanne) (Entered: 10/21/2019)
10/21/2019	<a href="#">11</a>	MOTION for extension of time to <i>file a responsibve pleading to the complaint</i> by defendant National Guard Bureau; (Attachments: # <a href="#">1</a> Proposed Order for Extension of time) (Long, Jeanne) (Entered: 10/21/2019)
10/21/2019	<a href="#">12</a>	REQUEST for pre-motion conference by defendant Michigan Army National Guard by defendant Michigan Army National Guard; (de Bear, Adam) (Entered: 10/21/2019)
10/21/2019	<a href="#">13</a>	MOTION for extension of time to <i>File Responsive Pleading</i> by defendant Michigan Army National Guard; (Attachments: # <a href="#">1</a> Proposed Order Extending Time) (de Bear, Adam) (Entered: 10/21/2019)
10/21/2019	<a href="#">14</a>	CERTIFICATE regarding compliance with LCivR 7.1(d) re MOTION for extension of time to <i>File Responsive Pleading</i> <a href="#">13</a> filed by Michigan Army National Guard (de Bear, Adam) (Entered: 10/21/2019)

10/21/2019	<a href="#">15</a>	CERTIFICATE regarding compliance with LCivR 7.1(d) re MOTION for extension of time to <i>File Responsive Pleading</i> <a href="#">13</a> filed by National Guard Bureau (Long, Jeanne) (Entered: 10/21/2019)
10/22/2019	<a href="#">16</a>	ORDER granting motions for extension of time <a href="#">11</a> , <a href="#">13</a> ; signed by Judge Janet T. Neff (Judge Janet T. Neff, rmw) (Entered: 10/22/2019)
10/28/2019	<a href="#">17</a>	RESPONSE TO REQUEST for pre-motion conference by defendant Michigan Army National Guard <a href="#">12</a> ; filed by Dale L. Foerschler (Collins, Allison) (Entered: 10/28/2019)
10/28/2019	<a href="#">18</a>	RESPONSE TO REQUEST for pre-motion conference by defendant National Guard Bureau <a href="#">10</a> ; filed by Dale L. Foerschler (Collins, Allison) (Entered: 10/28/2019)